

IDAHO SDE DISPUTE RESOLUTION PROCESSES COMPARISON CHART

| | IEP FACILITATION | INFORMAL CONFLICT RESOLUTION | MEDIATION | STATE ADMINISTRATIVE COMPLAINT | DUE PROCESS COMPLAINT (HEARING) |
|-----------------------------------|--|--|---|--|---|
| <i>Who can initiate</i> | Parent or public agency, but must be voluntary for both | Parent or public agency, but must be voluntary for both | Parent or public agency, but must be voluntary for both | Any individual or organization including those from out of state | Parent or public agency |
| <i>Time limits</i> | None specified | None specified | None specified | One year from date of alleged violation | Two years from when the party knew or should have known of the alleged problem |
| <i>Issues</i> | Any issue related to the development of an IEP including related services and behavioral plans | Generally issues related to relationships, communication, or process between districts and parents | Any matter under IDEA part 300, including matters arising from a due process complaint (with some exceptions) | Alleged violations of Part B of IDEA or Part 300 | Any matter relating to the identification, evaluation or educational placement or provision of a free appropriate public education (with some exceptions) |
| <i>Timeline to resolve issues</i> | None specified, but must meet IEP annual deadlines | None specified | None specified | 60 days from SDE's receipt of the complaint unless extension granted | No more 45 days from the end of the resolution period (maximum of 30 days). Public agency must convene a resolution meeting within 15 days of receipt of the complaint, unless parties agree to waive it, or agree to mediate (other factors may affect timeline) |
| <i>Who oversees</i> | SDE Dispute Resolution assigns IEP Facilitator | SDE Dispute Resolution Coordinator or assigned conflict manager/mediator | SDE Dispute Resolution assigns mediator | SDE Dispute Resolution assigns Complaint Investigator | SDE Dispute Resolution assigns Hearing Officer |
| <i>Decision Makers</i> | IEP Team | Parties involved | Parties involved (agreements are legally binding) | Complaint Investigator and approved by SDE | Hearing Officer |
| <i>Cost Center</i> | SDE | SDE | SDE | SDE | Public Agency |